



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/038,788	12/31/2001	William E. Webler	5618P2949

08791
BLAKELY SOKOLOFF TAYLOR & ZAFMAN
12400 WILSHIRE BOULEVARD, SEVENTH FLOOR
LOS ANGELES, CA 90025

CONFIRMATION NO. 4085

FORMALITIES LETTER



OC00000007677642

Date Mailed: 03/20/2002



NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

SEIARI
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

05/01/2002 YPOLITE1 00000100 10038788

01 FC:105

130.00 DP

Attorney Docket No.: 5618P2949

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

COPY OF PAPERS
ORIGINALLY FILED

In re the Application of:

WILLIAM E. WEBLER

Application No.: 10/038,788

Filed: December 31, 2001

For: INTRA-VENTRICULAR SUBSTANCE
DELIVERY CATHETER SYSTEM



Assistant Commissioner for Patents
Attention: Box Missing Parts
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Sir:

In response to the Notice to File Missing Parts of Application mailed March 20, 2002, please find enclosed:

- (1) a duly executed Declaration and Power of Attorney with respect to the above-referenced patent application;
- (2) a check in the amount of \$130.00 in payment of the surcharge of 37 CFR § 1.16(e); and
- (3) a copy of the Notice to File Missing Parts of Application.

If any additional fee is required, please charge Deposit Account No. 02-2666. A duplicate of the Fee Transmittal is enclosed for deposit account charging purposes.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN

Raul D. Martinez, Reg. No. 46,904

Dated: April 19, 2002

12400 Wilshire Blvd., 7th Floor
Los Angeles, California 90025
Telephone: (310) 207-3800

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to: Assistant Commissioner for Patents, Attention: Box Missing Parts, Washington, D.C. 20231 on: April 19, 2002

Lillian E. Rodriguez

04/19/02

Date

**COPY OF PAPERS
ORIGINALLY FILED**

PTO/SB/21(08/00)
Approved for use through 19/30/2000. OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/038,788
Filing Date	December 31, 2001
First Named Inventor	William E. Webler
Group Art Unit	3761
Examiner Name	
Attorney Docket Number	5618P2949

Total Number of Pages in This Submission 11

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 5px;"> -Copy of the Notice to File Missing Parts -Check in the amount of \$130.00 -Signed Declaration and POA </div>
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Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Raul D. Martinez, Reg. No. 46,904 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN
Signature	<i>Raul D. Martinez</i>
Date	April 19, 2002

CERTIFICATE OF MAILING (OR TRANSMISSION)

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class mail with sufficient postage in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on:

April 19, 2002

Typed or printed name	William E. Rodriguez
Signature	<i>William E. Rodriguez</i>
Date	04/19/02

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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Approved for use through 10/31/2002. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

PTO/SB/17 (10-01)

FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 130.00

Complete if Known

Application Number 10/038,788
Filing Date 12/31/01
First Named Inventor William E. Webler
Examiner Name
Group Art Unit 3761
Attorney Docket Number 5618P2949

COPY OF PAPERS
ORIGINALLY FILED

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account

Deposit Account Number 02-2666
Deposit Account Name Blakely, Sokoloff, Taylor & Zafman

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments
☒ Charge any additional fee(s) during the pendency of this application.
☐ Charge fee(s) indicated below, except for the filing fee, to the above-identified deposit account

FEE CALCULATION

1. FILING FEE

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
101	201	740	370			Utility filing fee	
106	206	330	165			Design filing fee	
107	207	510	255			Plant filing fee	
108	208	740	370			Reissue filing fee	
114	214	160	80			Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
30	30** =	0 X 18.00 =	\$0.00
Independent Claims	3 - 3** =	0 X 84.00 =	\$0.00
Multiple Dependent Claims			

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
103	203	18	9			Claims in excess of 20
102	202	84	42			Independent claims in excess of 3
104	204	280	140			Multiple Dependent claim
109	209	84	42			**Reissue independent claims over original patent
110	210	18	9			**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 0.00

*or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEE

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
105	205	130	65			Surcharge - late filing fee or oath	130
127	227	50	25			Surcharge - late provisional filing fee or cover sheet.	
139	239	130	130			Non-English specification	
147	247	2,520	2,520			For filing a request for <i>ex parte</i> reexamination	
112	212	920	920			Requesting publication of SIR prior to Examiner action	
113	213	1,840	1,840			Requesting publication of SIR after Examiner action	
115	215	110	55			Extension for response within first month	
116	216	400	200			Extension for response within second month	
117	217	920	460			Extension for response within third month	
118	218	1,440	720			Extension for response within fourth month	
128	228	1,960	980			Extension for response within fifth month	
119	219	320	160			Notice of Appeal	
120	220	320	160			Filing a brief in support of an appeal	
121	221	280	140			Request for oral hearing	
138	238	1,510	1,510			Petition to institute a public use proceeding	
140	240	110	55			Petition to revive - unavoidably	
141	241	1,280	640			Petition to revive - unintentionally	
142	242	1,280	640			Utility issue fee (or reissue)	
143	243	460	230			Design issue fee	
144	244	620	310			Plant issue fee	
122	222	130	130			Petitions to the Commissioner	
123	223	50	50			Petitions related to provisional applications	
126	226	180	180			Submission of Information Disclosure Stmt	
581	581	40	40			Recording each patent assignment per property (times number of properties)	
146	246	740	370			Filing a submission after final rejection (37 CFR 1.129(a))	
149	249	740	370			For each additional invention to be examined (37 CFR 1.129(b))	
179	279	740	370			Request for Continued Examination (RCE)	
169	269	900	900			Request for expedited examination of a design application	

Other fee (specify)

SUBTOTAL (3) (\$) 130.00

* Reduced by Basic Filing Fee Paid

SUBMITTED BY

Typed or Printed Name Raul D. Martinez, Reg. No. 46,904
Signature *Raul D. Martinez*

Registration No. (Attorney/Agent)

Telephone (310) 207-3800

Date 04/19/02

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.